

Tuesday, March 16, 2004

**STATEMENT OF PROCEEDINGS FOR THE
REGULAR MEETING OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES HELD IN ROOM 381B
OF THE KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012**

9:30 AM

Present: Supervisor Gloria Molina, Supervisor Yvonne Brathwaite Burke,
Supervisor Zev Yaroslavsky, Supervisor Michael D. Antonovich and
Chairman Don Knabe

Invocation led by Pastor Daniel Holmquist, Lancaster Evangelical Free Church,
Lancaster (5).

Pledge of Allegiance led by Jerry Yamamoto, President, South Bay Chapter No. 53,
Vietnam Veterans of America (4).

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD .**

Video Transcript Link for Entire Meeting (03-1075)

[Video Transcript](#)

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD .**

NOTICES OF CLOSED SESSION

CS-1.CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles, et al., United States District Court, Central District of California, Case No. CV 03 1580

Harris et al. v. Board of Supervisors et al., Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 083 853

These lawsuits challenge the closure of Rancho Los Amigos National Rehabilitation Center and High Desert Hospital, and alleged curtailments at LAC+USC Medical Center and MLK/Drew Medical Center. (03-1392)

NO REPORTABLE ACTION WAS TAKEN

CS-2.CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

Robin Tyler, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 088 506

This lawsuit seeks to require the Registrar-Recorder/County Clerk to issue marriage licenses to same-sex couples. (04-0602)

REPORT OF ACTION TAKEN IN CLOSED SESSION:

THE BOARD AUTHORIZED LEGAL COUNSEL TO DEFEND THE AFOREMENTIONED LAWSUIT.

[See Final Action](#)

Absent: None

Vote: Unanimously carried

CS-3.CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

Cecil E. Bugh v. Los Angeles County Employees Retirement Association, et al., Los Angeles Superior Court Case No. BS 055 611

This is a lawsuit concerning pension benefits of retirees who received flexible benefit earnings while employed and whose final compensation was calculated, in whole or in part, prior to January 1, 1991. (04-0663)

REPORT OF ACTION TAKEN IN CLOSED SESSION:

THE BOARD APPROVED THE FILING OF AN APPEAL OF THAT PORTION OF THE SUPERIOR COURT'S JUDGMENT WHICH IS ADVERSE TO THE COUNTY IN THE AFOREMENTIONED CASE.

[See Final Action](#)

Absent: None

Vote: Unanimously carried

CS-4.CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

American Federation of State, County and Municipal Employees, et al. v. Board of Retirement, et al., Los Angeles Superior Court Case No. BC 264237

This lawsuit seeks damages allegedly resulting from a 1994 funding agreement between the County and the Los Angeles County Employees Retirement Association. (03-2184)

NO REPORTABLE ACTION WAS TAKEN

CS-5.DEPARTMENT HEAD PERFORMANCE EVALUATIONS

(Government Code Section 54957)

Consideration of Department Head performance evaluations (03-2917)

NO REPORTABLE ACTION WAS TAKEN

CS-6.CONFERENCE WITH LABOR NEGOTIATORS

(Government Code Section 54957.6)

Agency designated representatives: David E. Janssen, Chief Administrative Officer, and designated staff

Employee Organization(s) for represented employees: The Coalition of County Unions, AFL-CIO; Local 660, SEIU, AFL-CIO; Union of American Physicians and Dentists; Guild For Professional Pharmacists; Peace Officers Counsel of California; Association of Public Defender Investigators; and Los Angeles County Association of Environmental Health Specialists; and

Unrepresented employees (all) (03-2515)

NO REPORTABLE ACTION WAS TAKEN

CS-7.CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

(Subdivision (b) of Government Code Section 54956.9)

Significant exposure to litigation (one case)

(Also See Agenda No. 73-A) (04-0532)

REPORT OF ACTION TAKEN IN CLOSED SESSION:

THE BOARD TOOK THE FOLLOWING ACTIONS:

- 1. AUTHORIZED, PURSUANT TO GOVERNMENT CODE SECTION 995.8, DEFENSE OF THE OFFICE OF THE DISTRICT ATTORNEY AND INDIVIDUAL DEPUTY DISTRICT ATTORNEYS WHO MAY BE NAMED IN CRIMINAL CONTEMPT PROCEEDINGS IN THE UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA, CONCERNING THE RETENTION IN CUSTODY OF A PRISONER, THOMAS L. GOLDSTEIN;**
- 2. FOUND THAT THE PROCEEDINGS INVOLVED ACTS OR OMISSIONS OF THE DISTRICT ATTORNEY'S OFFICE AND/OR THE INDIVIDUAL DEPUTY DISTRICT ATTORNEYS TAKEN IN THE COURSE AND SCOPE OF THEIR EMPLOYMENT AND OFFICIAL DUTIES ON BEHALF OF THE COUNTY OF LOS ANGELES;**
- 3. FOUND THAT THE DEFENSE OF THE DISTRICT ATTORNEY'S OFFICE AND INDIVIDUAL DEPUTIES WOULD BE IN THE BEST INTEREST OF THE COUNTY OF LOS ANGELES;**
- 4. FOUND THAT THE OFFICE OF THE DISTRICT ATTORNEY AND INDIVIDUAL DEPUTIES ACTED, OR FAILED TO ACT, IN GOOD FAITH, WITHOUT ACTUAL MALICE, AND IN THE APPARENT INTEREST OF THE COUNTY OF LOS ANGELES; AND**

5. DIRECTED THE COUNTY COUNSEL TO SECURE LEGAL REPRESENTATION FOR THE DISTRICT ATTORNEY'S OFFICE AND INDIVIDUAL DEPUTY DISTRICT ATTORNEYS WHO MAY BE NAMED IN THE CONTEMPT PROCEEDINGS.

[See Final Action](#)

Absent: None

Vote: Unanimously carried

Agn. 71. Report by County Counsel on various legal issues facing the County relating to same-sex marriages (Relates to Item CS-2). (04-0851)

SEE AGENDA NO. 71 THIS DATE.

SET MATTERS

9:30 a.m.

Presentation of gifts and official welcome to His Excellency Sergio Vento, Ambassador of Italy, upon the occasion of his visit to Los Angeles County, as arranged by the Chairman.

Presentation of scroll honoring Josefina Zabala, Senior Veterinarian with the Department of Animal Care and Control, as the March 2004 County Employee-of-the-Month, as arranged by the Chairman.

Presentation of scroll proclaiming March 14 through 20, 2004 as "Lesbian, Gay, Bisexual and Transgender Health Awareness Week" throughout Los Angeles County, as arranged by Supervisors Yaroslavsky and Knabe.

Presentation of plaque to Stuart Feigin, former West Hollywood resident, in recognition of his generous support of the Los Angeles County Public Library, West Hollywood Branch, as arranged by Supervisor Yaroslavsky.

Presentation of scrolls in recognition of March 14 through 21, 2004 as "Mediation Week" throughout Los Angeles County and to outstanding participants who demonstrate the success of the dispute resolution program, as arranged by Supervisor Knabe.

Presentation of scrolls to Anthony M. Chapa, newly appointed Special Agent in Charge of the United States Secret Service's Los Angeles Field Office, and Richard T. Garcia, newly appointed Assistant Director in Charge of the Federal Bureau of Investigation's Los Angeles Field Office, congratulating them on their recent appointments, which make them among the highest-ranking Hispanics in Federal law enforcement, as arranged by Supervisor Antonovich.

Presentation of scroll to Constance Perett, Administrator of the Los Angeles County Office of Emergency Management, proclaiming April 2004 as "Earthquake Preparedness Month" throughout Los Angeles County and recognizing the 15th Anniversary of the Emergency Survival Program (ESP) public education campaign, as arranged by Supervisor Antonovich.

Presentation of scroll to Sister St. George Skurla, C.S.J., congratulating her on her 60th Anniversary of Ordination into the Congregation of the Sisters of St. Joseph of Carondelet, as arranged by Supervisor Antonovich.

Presentation of scroll to Malcolm Campbell, President of the Friends of the Lancaster Public Library, commending the organization on its donation of \$2,000 to the Lancaster Public Library to sustain periodical collections during 2003, as arranged by Supervisor Antonovich.

Presentation of pets to the television audience for the County's Pet Adoption Program, as arranged by Supervisor Antonovich. (04-0015)

S-1. 11:00 a.m.

Report by the Directors of Public Works and Beaches and Harbors and the Fire Chief regarding the impact on the County from the recent rain storm, as requested by Supervisor Knabe. (04-0639)

REFERRED BACK TO SUPERVISOR KNABE'S OFFICE

Absent: None

Vote: Common Consent

S-2. 11:30 a.m.

Health Department Budget Committee of the Whole/Joint Meeting of the Board of Supervisors:

Report by the Director of Health Services on the financial status of the Department. (04-0728)

DR. THOMAS L. GARTHWAITE, DIRECTOR OF HEALTH SERVICES, MADE A VERBAL PRESENTATION TO THE BOARD ON THE DEPARTMENT OF HEALTH SERVICES' FISCAL OUTLOOK AND ON SCENARIO III OF THE DEPARTMENT'S SYSTEM REDESIGN PLAN, AS FURTHER DETAILED IN THE MEMO DATED MARCH 12, 2004. AFTER DISCUSSION, NO ACTION WAS TAKEN.

[Video](#)

[See Final Action](#)

Absent: None

Vote: Common Consent

**STATEMENT OF PROCEEDINGS FOR THE MEETING OF
THE COMMUNITY DEVELOPMENT COMMISSION
OF THE COUNTY OF LOS ANGELES
TUESDAY, MARCH 16, 2004**

9:30 A.M.

- 1-D.** Recommendation: Authorize the Executive Director to receive \$3,000,000 from the County in Economic Development Loan Program funds to assist in financing the construction of a regional swimming pool facility to be located in Recreation Park on the corner of Park Ave. and 4th Street, City of San Fernando (3); and authorize the Executive Director to incorporate the funds into the Commission's approved budget. (Relates to Agenda No. 16) (04-0698)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

BOARD OF SUPERVISORS (Committee of Whole) 1 - 13

1. Recommendations for appointments/reappointments to Commissions/Committees/Special Districts (+ denotes reappointments): **Documents on file in Executive Office.** (04-0726)

Supervisor Knabe

Anthony D. Tortorice+, Los Angeles County Citizens' Economy and Efficiency Commission; also waive limitation of length of service requirement, pursuant to County Code Section 3.100.030A

Marilyn J. White+, Los Angeles County Beach Commission; also waive limitation of length of service requirement, pursuant to County Code Section 3.100.030A

Supervisor Antonovich

Mahesh P. Parekh+, Los Angeles County Capital Asset Leasing Corporation (LAC-CAL)

Los Angeles County Children's Planning Council

Priscilla Charles Carter+, Los Angeles County Children's Planning Council

APPROVED

Absent: None

Vote: Unanimously carried

2. Recommendation as submitted by Supervisor Molina: Indicate the Board's intent to continue, without discussion, to May 25, 2004 the hearing scheduled for March 23, 2004 on revisions to the Rowland Heights Community Standards District (District); request the Regional Planning Commission to consider, as a discussion item, the possibility of revising the current ten-year amortization period for lawful nonconforming signs within the District to five years, and report back to the Board prior to the May 25, 2004 hearing; instruct the Director of Public Works to conduct an investigation to identify appropriate community/regional traffic improvement projects along Colima Road and to identify a possible fair-share traffic mitigation fee that could be imposed on appropriate projects within the District, and report back to the Board and the Regional Planning Commission with such recommendations as soon as possible; also instruct the Director of Planning and County Counsel to prepare the appropriate Board letter and proposed ordinance for consideration by the Board at a public hearing prior to April 27, 2004 extending the existing interim urgency ordinance for the District. (04-0744)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

[Report Requested From 3/16/04](#)

Absent: None

Vote: Unanimously carried

- 3.Recommendation as submitted by Supervisor Molina: Instruct County Counsel, with the assistance of the Auditor-Controller, Sheriff and Chief Administrative Officer to review the December 2003 audit of the Sheriff's Department budget by Thompson, Cobb, Bazilio & Associate's (TCBA) regarding the list of recoverable costs and confirm whether each cost could, in fact, be legally charged to cities; also instruct the Chief Administrative Officer, with the assistance of the Auditor-Controller and Sheriff, to review TCBA's list of recoverable costs and determine approximately what percentage of each of these services is used by contract and independent cities; and instruct County Counsel and the Chief Administrative Officer to report back to the Board within 30 days with findings. (04-0741)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

- 4.Recommendation as submitted by Supervisor Molina: Waive permit fee in amount of \$200, excluding the cost of liability insurance, for use of the Edmund D. Edelman Children's Court parking lot for the California State University Los Angeles' 2004 Commencement Ceremony, to be held June 12, 2004. (04-0739)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

- 5.Recommendation as submitted by Supervisors Yaroslavsky and Knabe: Adopt resolution proclaiming March 14 through March 20, 2004 as "Lesbian, Gay, Bisexual and Transgender Health Awareness Week" throughout Los Angeles County. (04-0745)

ADOPTED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

- 6.Recommendation as submitted by Supervisor Yaroslavsky: Authorize the Chief Administrative Officer to purchase a 60-inch plasma screen for the Board hearing room, at an estimated cost \$12,500, and authorize the Chief Administrative Officer to amend the contract with Network Television Time, Inc. to permit the installation of the plasma screen at a cost of \$4,000, financed from the Cable Fund. (04-0742)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: No: Supervisor Antonovich

- 7.Recommendation as submitted by Supervisor Knabe: Waive fees in amount of \$100, excluding the cost of liability insurance, for use of the Yogi Bear School House for the Walnut Sheriff's Station and local businesses' Safe Communities Week Festival, to be held at Rowland Heights Park on April 4, 2004. (04-0730)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

- 8.Recommendation as submitted by Supervisor Knabe: Reduce permit to \$75 and waive the gross receipts fee in amount of \$450, excluding the cost of liability insurance, at Rosecrans Avenue in Manhattan Beach for the South Bay Chapter of the Surfrider Foundations' Annual Earth Day Surf Contest fundraiser, to be held April 24, 2004. (04-0612)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

- 9.Recommendation as submitted by Supervisor Knabe: Waive fees in amount of \$1,972.50, excluding the cost of liability insurance, for use of Steinmetz Park's community building for the Puente Hills Gem and Mineral Club's "Magic in Rocks" Gem and Mineral Show, to be held April 24, 25 and 26, 2004. (04-0737)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

10. Recommendation as submitted by Supervisor Antonovich: Endorse and sign the National Committee for Employee Support of the Guard and Reserve's (ESGR) "Statement of Support" pledging that "(1) Employment will not be denied because of service in the Guard or Reserve; (2) Employee job and career opportunities will not be limited or reduced because of service in the Guard or Reserve; (3) Employees will be granted leaves of absence for military training in the Guard or Reserve, consistent with existing laws, without sacrifice of vacation; and (4) This agreement and its resultant policies will be made known throughout the employer organization"; distribute copies of this statement to all County Departments, and send copies of this statement to all Mayors and City Managers throughout Los Angeles County with a letter encouraging their communities to adopt similar agreements. (04-0736)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

11. Recommendation as submitted by Supervisor Antonovich: Approve proclamation which designates April 2004 as "County of Los Angeles Earthquake Preparedness Month"; recognizes the 15th year of the Emergency Survival Program (ESP) public education campaign; encourages residents to visit the County's Emergency Survival Program website at www.espfocus.org for valuable preparedness tips; urges all County departments to participate in earthquake and emergency preparedness activities throughout the month of April and the remainder of the year; and ensures that a copy of the proclamation is sent to Governor Schwarzenegger and the Mayors of each city throughout Los Angeles County to encourage and demonstrate their support for this important public education campaign. (04-0724)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

12. Recommendation as submitted by Supervisor Antonovich: Waive rental fees totaling \$372.50, excluding the cost of liability insurance, for use of the Amphitheater and Social Hall at Farnsworth Park for Noyes Elementary School's 6th Grade Culmination Ceremony, to be held June 16, 2004. (04-0729)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

13. Executive Officer's recommendation: Adopt resolutions establishing procedures to elect the Fourth Member of the Board of Investments and the Seventh and Alternate Members of the Board of Retirement of the Los Angeles County Employees Retirement Association (LACERA) for a three-year term expiring December 31, 2007 at an estimated cost of \$95,000, which is included in the Registrar-Recorder/County Clerk's budget; and send notice of the elections and copies of the election resolutions to all County Departments that employ Safety Members of LACERA. (04-0678)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

ADMINISTRATIVE OFFICER (Committee of Whole) 14

14. Recommendation: Approve and instruct the Chairman to exercise the five-year option to extend the lease with Bristol Industrial I, LLC, for 31,400 rentable sq ft of office and classroom space for the Department of Public Social Services' Greater Avenues to Independence regional office, located at 5460 Bandini Blvd., Bell (1), at an annual cost of \$575,582, on a full-service basis, whereby the Landlord pays all cost associated with the property, 91% subvented by State and Federal funds; approve

and authorize the Chief Administrative Officer and the Director of Public Social Services to implement the project; and find that project is exempt from the California Environmental Quality Act. (04-0727)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

CHILDREN AND FAMILY SERVICES (1) 15

15. Recommendation: Approve appropriation adjustment in total amount of \$23,240,000, to align the Fiscal Year 2003-04 budget with available State and Federal revenue and to provide funding for salaries and employee benefit cost increases for Children's Social Workers and Supervising Children's Social Workers that are not currently reflected in the Department's Fiscal Year 2003-04 Budget. **4-VOTES** (04-0692)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

COMMUNITY DEVELOPMENT COMMISSION (2) 16 - 19

- 16. Recommendation:** Approve a Section 108 Loan from the U.S. Department of Housing and Urban Development (HUD) which will enable the County of Los Angeles to receive \$3,000,000 in Economic Development Loan Program funds, to assist in financing the construction of a regional swimming pool facility to be located in Recreation Park on the corner of Park Ave. and 4th Street, City of San Fernando (3); and authorize the Executive Director to execute the Section 108 Contract for Loan Guarantee Assistance following approval by HUD, and all related documents, and to take all necessary actions to receive the Section 108 Loan, effective upon execution by all parties; also approve and authorize the Executive Director to take the following related actions: (Relates to Agenda No. 1-D) (04-0697)

Execute the Section 108 Loan Agreement and all related documents between the County and the City of San Fernando and take all necessary actions to provide a 12-year loan of Section 108 funds to the City, effective upon execution by all parties;

Execute future amendments to the Section 108 Contract for Loan Guarantee Assistance and the Section 108 Loan Agreement and all related documents, effective upon execution by all parties;

Take all HUD-required actions to adjust loan conditions and interim and permanent financing, and execute all related documents to participate in HUD's public offering of notes; and

Prepare amendments to Community Development Block Grant (CDBG) Reimbursable Contract between the County and the City of San Fernando to provide for repayment of the loan, and to execute amendments, effective upon execution by all parties.

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 17. Recommendation:** Approve amendment to Community Development Block Grant (CDBG) Reimbursable Contract with the City of Rancho Palos Verdes (4), to remove \$150,000 in CDBG funds that are being exchanged for \$93,750 in general tax revenues from the City of West Hollywood (3), pursuant to an agreement between the cities, thereby reducing the amount of allocated funds from \$229,404 to \$79,404; also approve amendment to CDBG Reimbursable Contract with the City of West Hollywood, to add \$150,000 from the City of Rancho Palos Verdes, in exchange for \$93,750 in general tax revenues, pursuant to an agreement between the cities,

thereby increasing the amount of allocated funds from \$1,618,962 to \$1,768,962; and authorize the Executive Director to execute amendments to contracts effective upon execution by all parties through June 30, 2004. (04-0700)

CONTINUED ONE WEEK TO MARCH 23, 2004

[See Supporting Document](#)

Absent: None

Vote: Common Consent

- 18.** Recommendation: Approve amendments to Community Development Block Grant (CDBG) Reimbursable Contracts with the following Cities; and authorize the Executive Director to execute contract amendments, effective upon execution by all parties, through June 30, 2004: (04-0701)

City of El Segundo (4), to remove \$97,095 in CDBG funds that are being exchanged for \$75,734.10 in general tax revenues from the City of San Fernando, pursuant to an agreement between the cities, thereby reducing the amount of allocated funds from \$109,202 to \$12,107;

City of La Habra Heights (4), to remove \$29,045 in CDBG funds that are being exchanged for \$17,717.45 in general tax revenues from the City of San Fernando, pursuant to an agreement between the cities, thereby reducing the amount of allocated funds from \$29,045 to zero; and

City of San Fernando (3), to add a total of \$126,140 in CDBG funds from the Cities of El Segundo and La Habra Heights, in exchange for a total of \$93,451.55 in general tax revenues, pursuant to agreements between the cities, which will increase the amount of funds allocated to the City of San Fernando from \$443,895 to \$570,035.

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 19. Recommendation:** Approve a Community Development Block Grant (CDBG) Reimbursable Contract with the Antelope Valley Child Abuse Center, using \$25,000 in CDBG funds allocated to the Fifth Supervisorial District, for architectural and design services for construction of the new Antelope Valley Child Abuse Center (5), effective upon execution by all parties, through June 30, 2005; and instruct the Executive Director to execute the contract and all necessary amendments thereto. (04-0702)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

COMMUNITY AND SENIOR SERVICES (4) 20

- 20. Recommendation:** Approve appropriation adjustment in amount of \$417,000 to reflect additional funding for Fiscal Year 2003-04 from the Federal Penalty Citations Account funds granted to the Department by the California Department of Aging for the Ombudsman Initiative; authorize the Director to execute amendment to contract with WISE Senior Services to increase maximum contract amount by \$417,000 to implement the Ombudsman Initiative by expanding the number of trained Long-Term Care Ombudsman volunteers who assist residents of nursing homes in the County.
4-VOTES (04-0680)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

COUNTY COUNSEL (Committee of Whole) 21

- 21.** Recommendation: Adopt findings, conditions and order approving Conditional Use Permit Case No. 02-004-(1) and Tentative Tract Map Case No. 53209-(1), to authorize a density bonus of four units and concessions for affordable housing and to ensure compliance with the requirements of the proposed development program zone; and to create 18 single-family residential lots on property located at 16005 and 16017 Fellowship St., in the Valinda Community of the Puente Zoned District, petitioned by D. C. Corporation. (Relates to Agenda No. 69) (03-1980)

ADOPTED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

HEALTH SERVICES (Committee of Whole) 22 - 28

- 22.** Joint recommendation with the Chief Administrative Officer: Approve appropriation adjustment in amount of \$907,000 to fund the LAC+USC Medical Center Pediatrics Intensive Care Unit Consolidation Project, C.P. No. 86298 (Project) (1); approve the refurbishment Project and authorize the Director to use crafts staff hired on temporary County items and supervised by LAC+USC Medical Center to complete the Project; and find that Project is exempt from the California Environmental Quality Act. (04-0738)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 23.Recommendation:** Approve and instruct the Director to execute a standard agreement with the State Department of Corrections to reimburse the Department's High Desert Health System in amount not to exceed \$1,000,000, for outpatient services provided to inmates referred from the California State Prison, effective April 1, 2004 through September 30, 2006; authorize the Director to extend the term through September 30, 2008, and to accept and sign amendments that increase and decrease the allocation amount by a maximum of 25%; and adopt resolution authorizing the Director to enter into a contract with the State Department of Corrections to provide medical care services to State prison inmates. (04-0676)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 24.Recommendation:** Approve and authorize the Director to sign agreement for the delegation of duties and assignment of rights of agreement from Advanced Technology Laboratories, Inc., to Philips Ultrasound, Inc., for provision of maintenance and repair services of imaging equipment at various Department facilities, effective upon Board approval. (04-0677)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 25.Recommendation:** Approve and instruct the Director to execute amendment to agreement with Philips Medical Systems, Inc., at an increased cost of \$161,345 for a total estimated maximum contract cost of \$1,173,377 for Fiscal Year 2003-04, to continue to provide equipment maintenance and repair services for additional radiology and diagnostic imaging equipment that is no longer under warranty at various Department facilities, and to delete equipment that is no longer in use, effective upon Board approval through June 30, 2004. (04-0706)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 26. Recommendation:** Approve and instruct the Director to offer and sign amendments to agreements with Antelope Valley MRI, Advanced Imaging Center, Valley Tumor Radiation Medical Group and Lancaster Cardiology Medical Group to extend the term of each agreement for an additional three years for continued availability of diagnostic and therapeutic services to patients of High Desert Health System, at a total estimated three-year cost of \$2,031,000, effective April 1, 2004 through March 31, 2007. (04-0725)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 27. Recommendation:** Approve and authorize the Director to accept compromise offers of settlement for the following individual accounts for patients who received medical care at a County facility: (04-0669)

Account No. 2133189, in amount of \$246,369

Account No. 4403699, in amount of \$27,000

Account Nos. 4451595, 4633909, 437449, in amount of \$110,000

Account No. 7822360, in amount of \$12,000

**APPROVED WITH THE EXCEPTION OF ACCOUNT NO. 7822360,
IN THE AMOUNT OF \$12,000, WHICH WAS CONTINUED TWO WEEKS
TO MARCH 30, 2004.**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

- 28.** Recommendation: Accept with thanks, donation to the Public Health, Toxics Epidemiology Program from the Community Advisory Committee in amount of \$11,000. (04-0672)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

MENTAL HEALTH (5) 29 - 30

- 29.** Recommendation: Authorize the Director to implement Phase I of the Institute for Co-Occurring Behavioral Disorders (ICOBD) which will be located in the Augustus F. Hawkins facility on the campus of the Martin Luther King, Jr./Drew Medical Center and will serve as a Countywide training, research and treatment center for adults and adolescents with co-occurring mental illness and substance abuse disorders, effective upon Board approval, Fiscal Year 2003-04 prorated cost of \$1,852,000 for Phase I of the ICOBD, fully funded with \$1,563,000 from existing resources and \$289,000 from Federal Financial Participation (FFP) Medi-Cal; and approve the following related actions: (04-0721)

Interim ordinance authority for 41 additional positions, subject to allocation by the Department of Human Resources, and authorize the Director to fill and/or hire 51 positions necessary to implement the ICOBD, including 41 additional ordinance positions and 10 existing vacant budgeted positions that will be utilized for the ICOBD, with 18 of the 51 positions to be filled with existing Department employees currently on grant-funded items that are due to expire during Fiscal Year 2003-04; and

Appropriation adjustment in amount of \$1,236,000, to provide funding for implementation of Phase I of the ICOBD, by shifting \$947,000 in existing appropriation from Services and Supplies and increasing FFP Medi-Cal

revenue by \$289,000 to fund the necessary increases in Salaries and Employee Benefits \$956,000 and Fixed Assets \$280,000 for Fiscal Year 2003-04.

CONTINUED ONE WEEK TO MARCH 23, 2004

[See Supporting Document](#)

Absent: None

Vote: Common Consent

- 30.** Recommendation: Approve appropriation adjustment in amount of \$45,000 for Fiscal Year 2003-04 to provide spending authority for the Department to accept \$45,000 from the State and to pass through \$45,000 to the California Mental Health Directors Association (CMHDA) to provide administrative support for the fiscal year ending June 30, 2004; approve and instruct the Chairman to execute contract with CMHDA in order to pass through the monies to CMHDA, effective upon Board approval.

4-VOTES (04-0722)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

PARKS AND RECREATION (2) 31

- 31.** Joint recommendation with the Chief Administrative Officer: Accept work of PIMA Corporation for completion of improvements included in the Pathfinder Community Regional Park Courtyard Expansion and General Improvements Project Specs. 01-0030, C.P. No. 68802 (4); and instruct the Director to release the total retention amount of \$45,253 to PIMA. (04-0688)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

PUBLIC SOCIAL SERVICES (2) 32 - 33

- 32.** Revised recommendation: Authorize the Director to prepare and execute amendments to extend existing contracts with 13 Alternative Payment Program Provider agencies for one month, in estimated amount of \$13,217,785, fully funded by Stage 1 Child Care Allocation, to provide child care services to CalWORKs participants, effective April 1, 2004 through April 30, 2004. (Continued from meeting of 3-9-04 at the request of the Director) (04-0623)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 33.** Joint recommendation with the Chief Information Officer: Approve and instruct the Director to sign agreement modification notice with Unisys Corporation to increase the total maximum sum by \$239,635, subvented by State and Federal revenue in estimated amount of \$215,828 and an estimated net County cost of \$23,807, to purchase additional telecommunications hardware, software and services to support the LEADER System at an additional 240 workstations for training new and existing staff at the Department's Academy; also purchase additional telecommunications hardware, software and services to establish an additional local office site at El Monte North Tower located at 3400 Aerojet, El Monte; and to amend certain schedules of the LEADER agreement to conform to a recent update and correction. (04-0675)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

PUBLIC WORKS (4) 34 - 60

- 34.** Recommendation: Approve and authorize the Director to execute amendment to agreement with Kimley-Horn and Associates, Inc., for a fee not to exceed \$74,970, to continue to provide design services necessary for completion of the General William J. Fox Airfield Pavement Rehabilitation Project, C.P. 88895, City of Lancaster (5).
4-VOTES (04-0666)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 35.** Recommendation: Acting as the governing body of the County Flood Control District, accept completed construction work; adopt resolution approving the transfer and conveyance of Private Drain No. 2488, Tract No. 31234, Calabasas area (3) to the County Flood Control District for operation and maintenance; and find that transfer is exempt from the California Environmental Quality Act. **4-VOTES** (04-0671)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 36.** Recommendation: Acting as the governing body of the County Flood Control District, accept completed construction work; adopt resolution approving the transfer and conveyance of Private Drain No. 2486, Tract No. 46882, Hidden Hills area (3) to the County Flood Control District for operation and maintenance; and find that transfer is exempt from the California Environmental Quality Act. **4-VOTES** (04-0673)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 37.** Recommendation: Acting as the governing body of the County Flood Control District, accept completed construction work; adopt resolution approving the transfer and conveyance of Private Drain No. 2227, Tract No. 44344, Pinetree area (5) to the County Flood Control District for operation and maintenance; and find that transfer is exempt from the California Environmental Quality Act. **4-VOTES** (04-0670)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 38.** Recommendation: Award and instruct the Director to prepare and execute construction contract for Project ID No. WRDD000011 - San Gabriel Dam and Reservoir Post-Fire Sediment Removal, vicinity of Angeles National Forest (5), to Barnard Construction Company, in amount of \$34,170,000. (Continued from meetings of 2-17-04, 3-3-04 and 3-9-04 at the request of the Director) (04-0520)

APPROVED

[See Supporting Document](#)
[Video](#)
[See Final Action](#)

Absent: None

Vote: No: Supervisor Molina

Abstentions: Supervisor Burke

- 39.** Joint recommendation with the Chief Administrative Officer: Adopt and advertise plans and specifications for construction of the Civic Center Way, Specs. 6630 (1), at an estimated construction cost of \$300,000; set April 13, 2004 for bid opening; authorize the Director to award and execute construction contract with the apparent lowest responsible bidder not to exceed \$330,000, financed by First Supervisorial District Road Funds. (04-0723)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 40.** Recommendation: Acting as the governing body of the Belvedere Garbage Disposal District (1, 2 and 3), approve appropriation adjustment in amount of \$287,000 to fund judgment and settlement costs pertaining to the Cal Compact Litigation. (04-0685)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 41.**Recommendation: Acting as the governing body of County Waterworks District No. 37, Acton (District) (5), approve and authorize the Chairman to execute the Memorandum of Understanding between the District, B & C Land and Water, LLC, Brandenburg Agua-Dulce, LLC, Wood Ridge, LLC (Developers), and the Antelope Valley-East Kern Water Agency to extend the time period 10 years to April 23, 2016, during which the District will honor the Allocated Water Units approved by the Board on December 19, 1989, as Water Capacity Units in the Master Service Agreement, which were created in exchange for the construction of water system improvements. (04-0667)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 42.**Recommendation: Acting as the governing body of the County Flood Control District, accept completed construction work; approve and accept transfer and conveyance of the following drainage facilities, City of Carson (2), to the County Flood Control District for operation and maintenance; and find that transfers are exempt from the California Environmental Quality Act: (04-0674)

Private Drain No. 2190, Parcel Map Nos. 19441 and 15247

Private Drain No. 2372, Parcel Map No. 21929-01

Miscellaneous Transfer Drain No. 1520, Parcel Map No. 21929

APPROVED

[See Supporting Document](#)

[See Supporting Document](#)

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 43.**Recommendation: Acting as the governing body of the County Flood Control District, approve and instruct the Chairman to sign the revised agreement with Main San

Gabriel Basin Watermaster, to increase the flow rate of supplemental water than can be discharged into the San Gabriel River system (1 and 5) for use in groundwater recharge. (04-0708)

APPROVED AGREEMENT NO. 74786

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 44.** Recommendation: Acting as the governing body of the County Flood Control District, adopt the Sign and Landscape Guidelines as an amendment to the Los Angeles River Master Plan; authorize the Director to issue Flood Control Permits based on conformance with the Sign and Landscape Guidelines, and to update and amend the Guidelines, as is necessary, to reflect consensus-based recommendations derived by the Los Angeles River Master Plan Advisory Committee or other changes in policy. (04-0709)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 45.** Recommendation: Acting as the governing body of the County Lighting District Landscape and Lighting Act-1, adopt resolution initiating proceedings for the levying of annual assessments for street lighting purposes for Fiscal Year 2004-05 (All Districts); designate the Director as the "Engineer" for purposes of implementing this procedure; and authorize the Director to prepare and file an Engineer's Report. (04-0668)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 46.** Recommendation: Find that service can be performed more economically by an independent contractor; award contract to Southland Transit Inc., to operate the "Walnut Park, Florence, Graham, Willowbrook, Athens and Rancho Dominguez Paratransit Service" (1 and 2), effective April 1, 2004 through June 30, 2007; authorize the Director to encumber and disburse an annual amount not to exceed \$550,000, plus an additional 25% for unanticipated service costs, if any, funded by First and Second Supervisorial District Fiscal Year 2003-04 allocation of Proposition A Local Return Transit Enterprise Fund; authorize the Director to execute the contract, as well as terminate it, if termination is warranted; and find that the contract work is exempt from the California Environmental Quality Act. (04-0712)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 47.** Recommendation: Approve and authorize the Director to execute amendment to agreement with Interior Demolition, Inc., for as-needed demolition and removal of substandard structure services, to extend contract on a month-to-month basis for up to six months for the contractor to complete cleaning up fire damaged homes created by last year's extensive forest fire in the Claremont area, effective April 6, 2004, pending completion of the solicitation process. (04-0710)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 48.Recommendation:** Approve and authorize the Director to execute amendment to agreement with Watts Labor Community Action Committee for operation of the Hahn's Trolley and Shuttle Service (2), on a month-to-month basis not to exceed nine months, effective April 1, 2004, pending completion of the resolicitation process for a replacement contract; authorize the Director to encumber a monthly amount up to \$77,000, plus an additional 20% for unanticipated service costs, funded by the Second Supervisorial District's 2003-04 Proposition A Local Return Transit Enterprise Fund budget; and authorize the Director to terminate the contract if warranted. (04-0711)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 49.Recommendation:** Approve and authorize the Director to execute amendment to agreement with Disaster Recovery Managers to provide additional earthquake recovery construction project management and support services for a one-year period with two one-year renewal options for an aggregate fee not to exceed \$3,881,000, financed by the Federal and State Disaster Aid Budget, effective upon Board approval. (04-0691)

CONTINUED TWO WEEKS TO MARCH 30, 2004

[See Supporting Document](#)

Absent: None

Vote: Common Consent

- 50.Recommendation:** Authorize the Director to apply to the State Department of Transportation, Division of Aeronautics, for grant funds in amount of \$360,000, to offset 90% of anticipated runway slurry-seal project costs at Whiteman Airport, Pacoima (3). (04-0665)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 51.** Recommendation: Accept completed construction work; adopt resolution accepting and conveying Sanitary Sewers, Private Contract Nos. 11367 and 11586, Agoura Hills area (3) to the County for operation and maintenance; and find that acceptance is exempt from the California Environmental Quality Act. (04-0705)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 52.** Recommendation: Accept completed construction work; adopt resolution accepting and conveying sanitary sewers, Private Contract Nos. 11348, 11562 and 11579, Hacienda Heights and Rowland Heights areas (4) to the County for operation and maintenance; and find that acceptance is exempt from the California Environmental Quality Act. (04-0703)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 53.** Recommendation: Adopt resolution establishing the prohibition of parking of commercial vehicles with the gross vehicle weight rating of 10,000 pounds or more at various times and certain specified locations in the unincorporated areas of Arcadia, East Los Angeles, City Terrace and South Whittier (1 and 5); and instruct the Director to post adequate signs along the affected streets in order to reasonably apprise the public as to the nature and extent of the prohibition. (04-0707)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 54.** Recommendation: Adopt various traffic regulation orders to provide appropriate regulations for the safe and efficient flow of traffic and to accommodate the needs of adjacent properties. (04-0687)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 55.** Recommendation: Approve order instructing the Director to coordinate with the California Highway Patrol to implement radar speed enforcement on Ford Blvd. between Whittier Blvd. and 3rd Street, unincorporated East Los Angeles area (1). (04-0689)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 56.** Recommendation: Approve order instructing the Director to coordinate with the California Highway Patrol to implement radar speed enforcement on Mulberry Dr. between Painter Ave. and La Mirada Blvd., unincorporated Whittier area (4).

(04-0690)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

57.Recommendation: Adopt and advertise plans and specifications for the following projects; set April 13, 2004 for bid openings; and find that projects are exempt from the California Environmental Quality Act: (04-0693)

Budlong Ave., et al., Sanitary Sewers, vicinity of Athens (2), at an estimated cost between \$165,000 and \$195,000

Challenger Way/10th Street East, Avenue G to Avenue H, vicinity of Lancaster (5), at an estimated cost between \$600,000 and \$700,000

ADOPTED

[See Supporting Document](#)

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

58.Recommendation: Adopt and advertise plans and specifications for Fox Airfield Water System Upgrade, City of Lancaster (5), at an estimated cost between \$375,000 and \$440,000; and set April 20, 2004 for bid opening. (04-0695)

ADOPTED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

59. Recommendation: Find that requested changes in work have no significant effect on the environment and approve changes for the following construction contracts: (04-0733)

Project ID No. FCC0000317 - Project No. 3650, Lines D, E and F, City of Glendale (5), W. A. Rasic Construction Company, Inc., in amount of \$80,829.22

Project ID No. GME0000003 - Retrofit/Replacement of Underground Storage Tanks and Fuel Facilities, Group 3, vicinities of Claremont, Pasadena, Quartz Hill, Palmdale and Malibu (3 and 5), Geo-Cal, Inc., in amount of \$25,827.50

Project ID No. RDC0011028 - Chiquito Canyon Rd. Over San Martinez Chiquito Creek, vicinity of Val Verde (5), Olivas Valdez, Inc., in amount of \$144,921

Project ID No. RMD3328021 - Road Divisions 336 and 339 Culvert Lining, vicinities of Westlake Village, Malibu Lake, Monte Nido and Big Rock (3), Sancon Engineering, in a credit of \$116,411

CC 8893 - Pacific Coast Hwy., California Incline to Trancas Canyon Rd., vicinities of Santa Monica, Pacific Palisades and Malibu (3), C.T. & F., Inc., in amount of \$53,702.64

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

60. Recommendation: Ratify changes and accept completed contract work for the following construction projects: (04-0735)

Project ID No. RDC0012296 - Telegraph Rd., vicinities of Santa Fe Springs and La Mirada (1 and 4), All American Asphalt, with changes amounting to a credit of \$12,204.96 and a final contract amount of \$1,949,743.85

Project ID No. SMDACO0090 - 101st Street, et al., Sanitary Sewers, vicinity of Athens (2), Re-Pipe-California, Inc., with changes amounting to a credit of \$8,802.50 and a final contract amount of \$193,894.50

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

SHERIFF (3) 61 - 65

61. Recommendation: Approve and instruct the Chairman to sign amendment to sole source agreement with Amer-I-Can Foundation to extend the agreement for three years and thereafter, for another six months in any increment to continue providing specialized training in disturbance mediation for deputies and inmates of the Sheriff's North County Correctional Facility, at an increased contract cost not to exceed \$1,050,000, including the extension option, effective April 1, 2004; and authorize the Sheriff to execute change orders and amendments, within the conditions specified in the agreement. (Continued from meeting of 3-3-04 at the request of Supervisor Yaroslavsky) (04-0575)

CONTINUED TWO WEEKS TO MARCH 30, 2004

[See Supporting Document](#)

Absent: None

Vote: Common Consent

- 62. Recommendation:** Approve and instruct the Chairman to sign a one-year agreement with Gambro Healthcare to provide outpatient End Service Renal Dialysis (ESRD) treatment services to inmates in Sheriff's custody, at a total cost not to exceed \$2,901,600, effective April 1, 2004 with option to extend for two, one-year periods; approve and instruct the Chairman to sign companion one-year agreement with Daniel Levitan M.D. Inc., to provide medical services to inmates receiving ESRD treatment services from Gambro Healthcare, effective April 1, 2004, with options to extend for two, one-year periods for a total cost not to exceed \$180,000; and authorize the Sheriff to modify the agreement within the conditions specified in the agreements, including authority to exercise the extension provision. (04-0681)

APPROVED; ALSO APPROVED AGREEMENT NO. 74784; AND REQUESTED THE SHERIFF IN CONJUNCTION WITH THE CHIEF ADMINISTRATIVE OFFICER, AND COUNTY COUNSEL TO REPORT BACK TO THE BOARD REGARDING:

THE POLICY RELATING TO INMATE MEDICAL COSTS AND WHETHER OR NOT THE INMATE LOSES THEIR ENTITLEMENT UPON ARREST OR CONVICTION; AND IF THE LOSS OF ENTITLEMENT IS UPON ARREST THEN WORK TO PURSUE LEGISLATION SO THAT ENTITLEMENT IS LOST AT THE TIME OF CONVICTION.

IF THERE IS A LOSS OF ENTITLEMENT AT CONVICTION, THEN CAN THE SHERIFF LEGALLY RECOVER THE MEDICAL COSTS INCURRED FROM THE TIME OF ARREST TO THE TIME OF CONVICTION.

[See Supporting Document](#)
[Video](#)
[See Final Action](#)

Absent: None

Vote: Unanimously carried

- 63. Recommendation:** Authorize the Sheriff to amend license agreement with Braun Entertainment Group, Inc., at no cost to County, for development and production of a high quality television/cable program based on the Sheriff's closed files, to make changes that do not substantially affect the scope of work, its provisions, extensions to the option periods and County approval times specified within the license agreement, when in the best interest of the County; and authorize the Sheriff to use the \$2,500 option fee proceeds from the licensing agreement to purchase of informational brochures dealing with drugs, gangs and violence through the Department's Success Through Awareness and Resistance Unit in amount of \$1,500, and to maintain and operate the Sheriff's Museum in Whittier in amount of \$1,000,

with any additional revenue from this licensing agreement to be placed in trust and designated for direct law enforcement services in the unincorporated area of the County. (04-0694)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

64. Recommendation: Approve authorization for the Sheriff to begin collecting a \$3 co-payment fee from County jail inmates, for non-emergent, self-initiated medical treatments. (04-0684)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

65. Recommendation: Transfer funds from Services and Supplies to reimburse the Sheriff's Special Appropriation Fund in amount of \$3,585.92. (04-0715)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

TREASURER AND TAX COLLECTOR (1) 66 - 67

- 66.**Recommendation: Approve and instruct the Chairman to sign purchase agreement of "Tax Defaulted Subject to Power to Sell" property (2) being acquired by a public agency, with revenue to be provided to recover a portion, if not all back property taxes, penalties and costs on the delinquent parcel and any remaining tax balance to be cancelled from the existing tax rolls; and approve publication of the purchase agreement of "Tax Defaulted Subject to Power to Sell" property. (04-0682)

APPROVED; ALSO APPROVED AGREEMENT NO. 74783

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 67.**Recommendation: Authorize acceptance of compromise offers of settlement from the following individuals who were injured in a third party compensatory accident and who received medical care at a County facility: (04-0686)

Mark Z. Modesto, in amount of \$4,971.35
Ronald F. Pennywell, in amount of \$4,903.33
Roberto B. Cisneros, in amount of \$4,000
Gabriel Reyes, in amount of \$4,846.63
Vivian Gomez, in amount of \$3,287.50
Dong In Kim, in amount of \$8,333.33
Syhon Chambers, in amount of \$3,894
Susan Phu, in amount of \$10,000

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

MISCELLANEOUS COMMUNICATION

- 68.** Los Angeles County Claims Board's recommendation: Authorize settlement of case entitled, Nancy Camarena-Carrillo v. County of Los Angeles, Los Angeles Superior Court Case No. BC 274 326, in amount of \$150,000; and instruct the Auditor-Controller to draw a warrant to implement this settlement from the Probation Department. (04-0679)

CONTINUED ONE WEEK TO MARCH 23, 2004

[See Supporting Document](#)

Absent: None

Vote: Common Consent

ORDINANCE FOR ADOPTION 69

- 69.** Ordinance for adoption amending the County Code, Title 22 - Planning and Zoning, changing the regulations for the execution of the General Plan, relating to the Puente Zoned District, Zone Change Case No. 02-004-(1), petitioned by D. C. Corporation. (Relates to Agenda No. 21) (04-0664)

ADOPTED ORDINANCE NO. 2004-0014Z; THIS ORDINANCE SHALL TAKE EFFECT APRIL 15, 2004

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

SEPARATE MATTERS 70 - 71

70.Emergency Medical Services Commission's recommendation: Support the State ballot initiative sponsored by the Coalition to Preserve Emergency Care, to increase the surcharge on telephone calls made within California to fund 9-1-1 emergency dispatch, emergency rooms, trauma centers and emergency doctors; and approve the following related actions: (Continued from meetings of 1-13-04 and 1-20-04 at the request of the Board) (04-0072)

Support the ongoing State emergency services appropriation to protect funding for physician call panels (AB 1762);

Request the Emergency Medical Services (EMS) Agency to request the State Department of Health Services to provide clarification on the monitoring process for nurse staffing ratios; and an opinion on Title 22 and potential conflicts with Federal law and Emergency Transfer And Labor Act, specifically as they relate to nurse staffing ratios;

Support legislation to develop additional nursing programs or to expand existing programs to educate more nurses in the State of California;

Request the EMS Agency to distribute copies of the Public Hearing transcript to the Los Angeles County Legislative Delegation;

Request the EMS Agency to work with the Department of Health Services, or any other agencies, to bring back recommendations on how best to organize a study process of the broader issues impacting the County EMS system; and

Convey to the Board that the implementation of the nurse staffing ratios may result in the closure of inpatient beds resulting in a backup in emergency departments and ultimately, a backup into the prehospital setting resulting in a deleterious impact to public safety.

CONTINUED TO MAY 18, 2004

[See Supporting Document](#)

Absent: None

Vote: Common Consent

- 71.** Report by County Counsel on various legal issues facing the County relating to same-sex marriages, as requested by Supervisor Yaroslavsky at the meeting of February 24, 2004. (Continued from meeting of 3-3-04 at the request of Supervisor Yaroslavsky) (04-0606)

RECEIVED AND FILED; AND REFERRED TO CLOSED SESSION LEGAL MATTERS IN THE REPORT THAT RELATE TO CS-2.

[See Supporting Document](#)

[Video](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

MISCELLANEOUS

- 72.** Additions to the agenda requested by Board members and the Chief Administrative Officer, which were posted more than 72 hours in advance of the meeting, as indicated on the green supplemental agenda.

- 72-A.** Recommendation as submitted by Supervisor Yaroslavsky: Direct the Agricultural Commissioner/Director of Weights & Measures to work with the Fire Chief and the University of California Agricultural Cooperative Extension to develop an outreach program to educate the public on the proper care of oak trees and the prevention of Sudden Oak Death in their landscapes and to report back to Board within 60 days on the progress of the program. (04-0755)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

72-B. Recommendation as submitted by Supervisor Antonovich: Establish a \$5,000 reward for any information leading to the arrest and conviction of the person or persons responsible for the vandalism and burglary of a professor's vehicle at Claremont College at approximately 8:00 p.m. on March 9, 2004. (04-0754)

APPROVED

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

72-C. County Librarian's recommendation: Approve and authorize the County Librarian to sign amendment to agreement with APS Affiliates, Inc. to extend the term for 18 months and thereafter on a month-to-month basis not to exceed six months, to enable the Department to continue providing copier and typewriter services to the public during the time required to restructure a new solicitation process, effective upon Board approval or April 1, 2004, whichever is later. (04-0753)

APPROVED

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

73. Items not on the posted agenda, to be presented and (if requested) referred to staff or placed on the agenda for action at a future meeting of the Board, or matters requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda. BOARD MEMBERS - (3)

73-A. The Board made a finding pursuant to Government Code Section 54954.2(b)(2), that there is a need to take immediate action and that need for action came to the attention of the Board subsequent to the agenda being posted as specified in subdivision (a); and on motion of Supervisor Knabe, the Board placed on the March 16, 2004 agenda, the following item for consideration in Closed Session, identified as Item CS-7:

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(Subdivision (b) of Government Code Section 54956.9)

Significant exposure to litigation (one case) (04-0777)

APPROVED

[Video](#)

[See Final Action](#)

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

73-B. Introduced for discussion and placed on the agenda of March 23, 2004, for consideration:

Recommendation as submitted by Supervisors Knabe and Molina: Approve the Los Angeles County Fair Association's pilot project proposal to establish the Fairplex as a Regional Disaster Coordination and Staging Center and the Association's intent to seek funding through the Department of Homeland Security, for infrastructure, transportation, and facilities renovation along with other improvements at the fairgrounds; send a five-signature letter to Secretary of Homeland Security, Tom Ridge, expressing the Boards' support of the pilot project proposal; and based on the Association's successful acquisition of grant funds, request the Director of Health Services, the Fire Chief, the Sheriff, and the Chief Administrative Officer's Office of Emergency Management to support the next phase of project planning and to share, to an appropriate degree, in available grant funds designated for project planning. (04-0792)

[Video](#)

76. Opportunity for members of the public to address the Board on items of interest that are within the subject matter jurisdiction of the Board.

WILLIAM S. SEELIG, REPRESENTING THE INSTITUTE OF HUMAN ENGINEERING SCIENCES ADDRESSED THE BOARD.

TRIANA SILTON, VICE PRESIDENT OF SEIU, LOCAL 1877, AND DAVID HUERTA, VERNON RATLIFF, JOAQUIN SILVA, AND ESTELLA ANGUIANO, MEMBERS OF SEIU, LOCAL 1877, ADDRESSED THE BOARD. (04-0776)

[Video](#)

Memo During the Public Comment portion of the meeting, Triana Silton, Vice President of SEIU, Local 1877 addressed the Board regarding the living wage ordinance for County janitors. Supervisor Yaroslavsky requested the Chief Administrative Officer to report back to the Board within four weeks, on the comments made by Ms. Silton including: current costs; implications with respect to SEIU represented employees; and constructive alternatives available to the County in light of the fact that the living wage ordinance was adopted in 1999.

Further, Supervisor Burke requested County Counsel to also prepare an analysis of how a percentage of the negotiated union wage for County janitors can be tied into the wage for those performing equivalent work who are employed directly by the State; and the possibility of including a cost of living provision in the current living wage ordinance. (04-0794)

[Video](#)

77. Adjourning Motions

On motions duly seconded and unanimously carried, the meeting was adjourned in memory of the following persons:

Supervisors Molina and Antonovich

Tichi Wilkerson Kassel

Supervisors Molina and Yaroslavsky

Nancy Greene

Supervisor Burke and All Board Members

Roxie Campanella

Supervisor Burke

Leo Dejan

Supervisors Yaroslavsky and Knabe

Chuck Niles

Supervisor Yaroslavsky

Helen Gelb

Supervisor Knabe

Blanche Weaver Lowe

Josh Mershon

Theresa M. Metro

Tyrone Townsend

Emilia P. Soriano

Supervisors Antonovich and Burke

Verdia May Hickambottom Arnold

Supervisors Antonovich and Knabe

Clifford Durkee

Supervisor Antonovich

Hagop Jack Abdulian, M.D.

Sylvan P. "Buddy" Daroca, Jr.

Qi Shan Feng

Robbie D. Hall

J. Charles Hoffman

Nicholas M. Mlagenovich

Loraine Slade Thorpe (04-0784)

ITEMS CONTINUED FROM PREVIOUS MEETINGS FOR FURTHER

DISCUSSION AND ACTION BY THE BOARD

A-1.Continue local emergencies as a result of the following: (a) Discovery of an infestation of fruit flies, as proclaimed on August 8, 1989; (b) Discovery of an infestation of fruit flies, as proclaimed on May 10, 1990; (c) Fire started on September 22, 2002 in the Williams Canyon Area in the foothills of the eastern San Gabriel Valley, as proclaimed by the Chair on September 25, 2002 and ratified by the Board on October 1, 2002; (d) Multiple fires in and around the Cities of Claremont and La Verne, as proclaimed by the Chief Administrative Officer on October 26, 2003 and ratified by the Board on October 28, 2003; and (e) Flooding in the Cities of Carson, Compton, Los Angeles, Lynwood, South Gate and the unincorporated areas of Willowbrook and Rosewood, as proclaimed by the Chair on November 12, 2003, ratified by the Board on November 18, 2003, and revised on December 2, 2003. **Documents on file in Executive Office**

RECEIVED AND FILED

CLOSING 78

78. Open Session adjourned to Closed Session at 12:16 p.m. following Board Order No. 77 to:

CS-1.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles et al., United States District Court, Central District of California, Case No. CV 03 1580

Harris et al. v. Board of Supervisors et al., Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 083 853

These lawsuits challenge the closure of Rancho Los Amigos National Rehabilitation Center and High Desert Hospital, and alleged curtailments at LAC+USC Medical Center and MLK/Drew Medical Center. (03-1392)

CS-2.

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

Robin Tyler, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 088 506

This lawsuit seeks to require the Registrar-Recorder/County Clerk to issue marriage licenses to same-sex couples. (04-0602)

CS-3.

Confer with legal counsel, on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

Cecil E Bugh, v. Los Angeles County Employees Retirement Association, et al., Los Angeles Superior Court, Case No. BS 055 611

This is a lawsuit concerning pension benefits of retirees who received flexible benefit earnings while employed and whose final compensation was calculated, in whole or in part, prior to January 1, 1991. (04-0663)

CS-4.

Confer with legal counsel, on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

American Federation of State, County and Municipal Employees, et al. v. Board of

Retirement, et al., Los Angeles Superior Court, Case No. BC 264237

This lawsuit seeks damages allegedly resulting from a 1994 funding agreement between the County and the Los Angeles County Employees Retirement Association. (03-2184)

CS-5.

Consider Department Head performance evaluations, pursuant to Government Code Section 54957. (03-2917)

CS-6.

Confer with Labor Negotiators, Chief Administrative Officer David E. Janssen and designated staff, pursuant to Government Code Section 54957.6:

Employee Organization(s) for represented employees: The Coalition of County Unions, AFL-CIO; Local 660, SEIU, AFL-CIO; Union of American Physicians and Dentists; Guild For Professional Pharmacists; Peace Officers Counsel of California; Association of Public Defender Investigators; and Los Angeles County Association of Environmental Health Specialists; and

Unrepresented employees (all) (03-2515)

CS-7.

Confer with legal counsel, regarding significant exposure to litigation (one case), pursuant to subdivision (b) of Government Code Section 54956.9. (04-0532)
(SEE AGENDA NO. 73-A)

Agenda 71

Report by County Counsel on various legal issues facing the County relating to same-sex marriages (Relates to Item CS-2).

Closed Session convened at 12:34 p.m. Present were Supervisors Gloria Molina, Yvonne Brathwaite Burke, Zev Yaroslavsky, Michael D. Antonovich and, Supervisor Don Knabe Chairman presiding.

Closed Session adjourned at 2:50 p.m. Present were Supervisors Yvonne Brathwaite Burke, Zev Yaroslavsky, Michael D. Antonovich and Don Knabe, Chairman presiding. Absent was Supervisor Gloria Molina.

On motion of Supervisor Knabe, by common consent, and there being no objection (Supervisor Molina being absent), the Board of Supervisors of the County of Los Angeles, and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts, adjourned its meeting following Board Order No. 77 at 2:50 p.m. The next regular meeting of the Board will be Tuesday, March 23, 2004, at 9:30 a.m. (04-0781)

The foregoing is a fair statement of the proceedings of the meeting held March 16, 2004, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

Violet Varona-Lukens, Executive Officer
Executive Officer-Clerk
of the Board of Supervisors